#19.
7-30-02

IN THE UNITED STATES PATENT OFFICE

IN THE MATTER OF AN APPLICATION
SERIAL NO. 09/188,827
AFFIDAVIT PURSUANT TO 37 C.F.R. 1.131

AFFIDAVIT OF JOHN REGAN

I, JOHN REGAN, of 611 Lonsdale Road, Toronto, Ontario, Canada, M5P2R8, MAKE OATH AND SAY AS FOLLOWS:

1.   That I am the inventor of the subject matter of U.S. Application Serial Number 09/188,827 for Lender and Insurer Transaction Processing System and Method.

2.   That I am aware that United States Patent 5,991,733 issued to Aleia et al. on November 23, 1999 from an application filed May 22, 1996 has been cited against claims 1 through 8, 10, 12 through 28, 30 through 58 and 60 through 64 in my above application. I am further aware that a publication dated May 12, 1998 by Ocwen Financial Corporation has also been cited against the claims in my above application.

3.   That my invention, which I believe is well reflected in the claims in my application, relates to a central repository database, which is automatically accessible to multiple service providers involved in the lender and insurer transaction processing business. As a result of the use of the central repository accessible to these multiple service providers the most up to date information regarding a transaction can be communicated essentially instantaneously between the database and the multiple service providers. This provides an automated coordination of a recovery process for a property unit, which according to an aspect of my invention involves process stages taken with respect to disposition of the property unit.

4.   That the concepts described in paragraph 3 above were invented by me well prior to the March 22, 1996 filing date shown on United States Patent 5,991,733 and the publication date of May 12, 1998 of the Ocwen publication.

5.   That I have been involved with the collection and recovery business and specifically involved with a number of different Canadian bank institutions dating back to the mid 1970's. These same banking institutions were in the years 1992 through 1993 requesting updates from me as to the status of property units to be repossessed and liquidated. At that time I would facsimile report status updates in response to the requests so that the banking institutions would be able to see current status of the recovery process.

6.   That in the period 1992 through 1993 I found the process referred to in paragraph 5 immediately above to be tedious and time consuming. As a result, I saw the need to have all services relating to a transaction processing system to be connected at one time. However, in the period 1992 through 1993 the state of computer systems did not make a fully integrated processing system deployable on a mass basis from a cost standpoint.

7.   That in 1995 as a result of improvements in computer technology, and specifically the development of the program Windows 95 the concept of my fully integrated transaction processing system did become viable. As a result, in October of 1995 I hired technical personnel in the computer industry to physically build the system and made my first presentation on a confidential basis in early January 1996 to the Bank of Nova Scotia in Toronto, Canada. A further presentation was made in Toronto, Canada on a confidential basis in May of 1996 to the Royal Bank of Canada. Nothing was disclosed in the United States at that time.

8.   That attached as Exhibit's A through F are copies of drawings, which show the development of the system through the period of October 1995 through May 1996. More specifically, Exhibit's A and B are copies of drawings showing the system as it was developed in October of 1995. Exhibit C shows further developments made to the system in January of 1996 where the system operated using telephone line communication. Exhibit's D through F show further developments to the system made in May of 1996 and show the conversion of the system from the dial up basis of Exhibit D to use of the Internet indicated on Exhibit E for the operation of the system.

9.   That I variably believe in Exhibits A through F above provide a full disclosure of the system as defined in the claims of my application and further show that I invented my system earlier than any date shown on the prior art cited by the Examiner.

SWORN BEFORE ME this *19TH*   )
day of   JULY   , 2002   )
at the City of Toronto, in the   )
Province of Ontario, Canada   )   _____
                                                    JOHN REGAN

_____
A Commissioner, etc.